

S/N 09/997,022

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Steven O Markel

Examiner: Ngoc Vu

Serial No.: 09/997,022

Group Art Unit: 2421

Filed: November 27, 2001

Docket: 2050.121US1

Customer No. 44367

Confirmation No.: 6138

Title: Displaying full screen streaming media advertising

**NOTICE OF APPEAL FROM THE DECISION OF THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In compliance with 37 C.F.R. § 41.31(a)(1), Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated December 16, 2008 of the Examiner rejecting claims 1, 4-7, 9-14, 16, 17, 19, 22-25 and 27-29 of the above-identified patent application.

A request for an extension of time to respond to the Examiner's rejection is submitted herewith along with payment of the required extension fee.

Please charge the amount of \$540.00 in payment of the Notice of Appeal fee under 37 C.F.R. § 41.20(b)(1), as well as any additional required fees, to Deposit Account No. 19-0743.

A Pre-Appeal Brief Request for Review is submitted herewith.

Respectfully submitted,

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Date MAY 18, 2009

By

Mark V. Muller

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Reg. No. 37,509

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 18 day of May, 2009.

Name John D. Gustav-Wrathall
Paralegal
Schwegman, Lundberg & Woessner

Signature

John D. Gustav-Wrathall